MYSORE LEGISLATIVE ASSEMBLY

Wednesday, 10th April 1968

The House met in the Assembly Chamber, Vidhana Soudha, Bangalore, at One of the Clock.

MR. DEPUTY SPEAKER (SRI D. MANJUNATH) in the Chair.

STARRED QUESTIONS

(to which oral answers were given)

MR. DEPUTY SPEAKER.—Starred Question No. 456. Member absent. Next question

Inter-State Seniority Dispute Cases

457. SRI G. DUGGAPPA (Bharamasagar).—

Will the Chief Minister be pleased to state:—

(*a*) the number of Inter-State Seniority Dispute cases pending before the Government ;

(*b*) since when they are pending disposal before the Government;

(*c*) the number of such cases in respect of Gazetted and non-Gazetted officers (Departmentwise information may be furnished) ;

(*d*) the reason for delay in disposing of these cases ?

A.—SRI B. D. JATTI (Minister for Food and Civil Supplies) [On behalf of SRI S. NIJALINGAPPA (Chief Minister)]. —

(*a*) (*b*) and (*c*) The final authority for Integration of services vests in the Government of India under section 115 of the State Reorganisation Act. The procedure prescribed for publication of the lists, is that the State Government will publish a provisional Inter-State Seniority List inviting objection from the aggrieved. The representations received against the provisional Inter-State Seniority list with the comments of the State Government thereon will be forwarded to the C.A.C. or S.A.C. as the case may be for its consideration and making suitable recommendations to the Government of India for their decision. In the light of the decisions of the Government of India the final list is prepared and published by the State Government. The department where final Inter

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State Seniority lists in different cadres have not yet been finally published, number of Gazetted and non-Gazetted officers in the lists and the dates from which they are pending are indicated below.—

Sl. No.	Name of the Department	No. of employees in the list		Date from which the lists in different cadres of the Departments are pending	
		G. Os.	N. G. Os.	With State Govt. or Head of the Dept.	With Govt. of India or C.A.C. or S.A.C.
1	Public Works (Executive)	548	1,812	1-8-67 6-2-67 19-3-68	...
*2	Public Works (I Dn. Clerk & Draftsmen).	...	642	21-3-68	...
3	State Accounts ...	...	402	21-10-67	...
*4	Sericulture ...	...	467	24-11-67	...
*5	Marketing ...	...	99	27-11-67	...
6	Revenue ...	278	1,360	18-6-66	...
7	Survey Settlement & Land Records.	...	770	27-3-68	...
8	Commercial Taxes ...	...	495	10-2-67	27-12-67
9	Public Instruction ...	...	734	29-7-67	...
10	Collegiate Education ...	...	300	28-10-67	...
11	Technical Education ...	...	247	...	29-1-68
12	Agriculture ...	...	1,218	9-8-67	...
13	Forest (Ministerial) ...	...	79	...	18-12-67
14	Animal Husbandry and Veterinary Services. ...	...	1,935	...	23-1-68
15	Excise (Executive) ...	...	221	20-10-67	...
16	Road Transport ...	...	2,663	1-11-66	...
17	Police (Radio Grid) ...	...	234	...	1-5-67 and 28-5-66
18	Development ...	...	343	...	27-12-67
19	Mysore Government Secretariat.	...	101	...	...
20	Labour & Employment ...	...	302	23-3-68	...
21	Food & Civil Supplies ...	...	37	8-3-68	...
22	Medical ...	...	751	23-2-68 28-2-68	... ...
23	Local Self Government Department.	...	66	19-3-68	...

* Has since been finalised and sent for publication.

(*d*) The delay is inevitable because of the complicated nature of work and the fact that the procedure prescribed is necessarily time consuming one as several authorities *e. g.*, the Head of Department, the State Government, the Central Advisory Committee, State Advisory Committee and the Government of India are required to examine the claims. In some cases, the provisional lists had to be republished as per court directions thus involving unavoidable delay in those cases. However efforts are being made to complete the work as early as possible.

Sri G. DUGGAPPA.—In reply to (d) you have stated that however efforts are being made to complete the work as early as possible. May I know the cases pending before the State Advisory Committee and in how many cases recommendations have been made to the Central Advisory Committee ?

Sri B. D. JATTI.—The gradation list had to be prepared and published in respect of 2,858 Gazetted Officers and 35,620 Non-gazetted Officers. Now the balance remaining with the Government is Gazetted Officers: 826 and Non-gazetted Officers: 16,530. Then regarding different departments and the two advisory committees before whom the cases are pending, I will have to give the list separately and I will give it Sir. The other details are as follows.—

	No. of representations.	*No. of employees in the list*
First category.		
Cases where draft final inter-State Seniority lists have been finalised and sent to Government Press for publication.	169	1,208
Second category		
Cases where approval of this Government has been obtained, but held up for want of certain clarifications from the Government of India.	102	1,218
Third category		
Cases where draft final list has been approved by Government and put up for approval of the Governor.	13	402

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	No. of representations.	*No. of employees in the list*
Fourth category		
Cases where preparation of list held up because of High Court Stay orders for publication.	610	1,812
Fifth category		
Cases where draft final inter-state seniority list are under preparation.	113	1,034
Sixth category		
Cases where information has been called for from the Heads of Departments or concerned State Governments for preparing the draft seniority list.	83	1,023
Seventh category		
Cases where decision of the Government of India have been received recently and further action on the same is under examination.	430	1,422

Sri G. DUGGAPPA.—In case of Public Works Department the Central Government have given their decision in the matter of Inter-State Seniority List concerning Supervisors and inspite of this, the Government of Mysore have given promotions to juniors in the list overlooking the claims of people who are seniors and who were seniors in their parent State, i.e., erstwhile Bombay State. May I know whether it is not a fact Sir? If so, whether the Government will take immediate action to do justice to those people whose seniority has been-over looked?

Sri B. D. JATTI.—Sir, regarding the Public Works Department, the final decisions of the Government were received on 3rd February 1967. In accordance with the decision of the Government of India, a draft final list has been prepared and forwarded to the Public Works Department Secretary for concurrence and after the receipt of the list from the Public Works Department, it has to be sent to the Government of India for approval and the final list can be published in the Gazette only after the approval of the Government of India. In this particular case, that is what has happened. Generally after getting the

approval of the Government of India, the list is finally published in the Gazette by the Government. But here the Government of India have specifically asked us to finalise the list and send it back once again to get the final approval. That is the reason for the delay.

Sri G. DUGGAPPA.—Pending finalisation of the Inter-State Seniority List, in how many cases, the Government have given promotions ?

Sri B. D. JATTI.—I do not know the exact number. But in some cases if it is absolutely necessary, temporary arrangement has been made subject to the final list which is to be published.

ಶ್ರೀ ಸಿದ್ದಯ್ಯ ಕಾಶೀಮಠ.—ಸೀನಿಯಾರಿಟಿ ಲಿಸ್ಟ್ ಗೊಂದಲ ಮೇಲಿಂದ ಮೇಲೆ ಬರುತ್ತಾ ಇರುವುದರಿಂದ ರಿಟ್ಯೈರ್ಡ್ ಹೈಕೋರ್ಟ್ ಜಡ್ಜ್‌ನ್ನು ನೇಮಿಸಿ 1968 ನೇ ಇಸವಿಯಾಗಿಯಾದರೂ ಆಗದರೂ ಕೂಡ ಕೊನೆ ನಿರ್ಣಯ ಕೈಗೊಳ್ಳುತ್ತೀರಾ ?

ಶ್ರೀ ಬಿ. ಡಿ. ಜತ್ತಿ.—ಕೆಲಸವೆರ್ಲಾ ಆಗಿದೆ. ಗೆಜೆಟೆಡ್ ಆಫೀಸರ್ಸ್ 2,858 ಇತ್ತು. ನಾನ್ ಗೆಜೆಟೆಡ್ ಆಫೀಸರ್ಸ್ 35620 ಇತ್ತು. ಈಗ ಉಳಿದದ್ದು ಕೇವಲ ಗೆಜೆಟೆಡ್ 826 ನಾನ್ ಗೆಜೆಟೆಡ್ 16,530. ಇದರದ್ದೂ ಎಲ್ಲಾ ರಿಟ್ಯೈರ್ ಕೊಟ್ಟಿದ್ದೇನೆ. ಎಲ್ಲಾ ಫೈನಲ್ ಆಗಿ ಬಂದಿದೆ. ಬಹಳಕಾಲ ಬೇಕಾಗುವುದಿಲ್ಲ. ಹೈಕೋರ್ಟ್ ಆಫೀಸರ್ಸ್ ಬೇಕಾಗಿಲ್ಲ, ಜಡ್ಜ್ ಕೂಡ ಬೇಕಾಗಿಲ್ಲ.

ಶ್ರೀ ಎಚ್. ಬಿ. ಜ್ವಾಲನಯ್ಯ.—ಅಂತರರಾಜ್ಯ ಸೀನಿಯಾರಿಟಿ ಪಟ್ಟಿ ಪ್ರಕಾರಯಾರು ಯಾರಿಗೆ ಸೀನಿಯಾರಿಟಿ ಸಿಕ್ಕುತ್ತದೋ ಅವರು ರಿಟ್ಯೈರ್ಡ್ ಆಗುತ್ತಾ ಇದ್ದಾರೆ. ಯಾವ ಕಾಲದಲ್ಲಿ ಈ ಅಂತರ ರಾಜ್ಯ ಸೀನಿಯಾರಿಟಿ ಲಿಸ್ಟನ್ನು ತಯಾರು ಮಾಡಿದರೋ ಅಹೊತ್ತಿನಿಂದಲಾದರೂ ಅವರುಗಳಿಗೆ ಪೆನ್‌ಷನ್ ಸೌಲಭ್ಯ ಸಿಕ್ಕುವಂತೆ ಮಾಡುತ್ತೀರಾ ?

ಶ್ರೀ ಬಿ. ಡಿ. ಜತ್ತಿ.—ಯಾವ ಡೇಟ್‌ನಿಂದ ಯಾವ ಕೇಡರ್‌ಗೆ ಬರಬೇಕಾಗಿತ್ತೋ, ಸೀನಿಯಾರಿಟಿ ಸಿಕ್ಕಬೇಕಾಗಿತ್ತೋ ಆ ತಾರೀಕಿನಿಂದ ಪೆನ್‌ಷನ್ ಸಿಕ್ಕುತ್ತದೆ. ಹಾನಿಯಾಗುವುದಿಲ್ಲ.

Sri DIGAMBARA RAO B. KALMANKAR.—With regard to the Department of Public Instruction, may I know whether it is a fact that many writ petitions have been filed because the so-called Inter-State Seniority List was not prepared by the Government as per the procedure laid down and objections were not called for ?

ಶ್ರೀ ಬಿ. ಡಿ. ಜತ್ತಿ.—ಮಾನ್ಯ ಸದಸ್ಯರು ಹೇಳಿದ ಮಾತು ಸರಿಯಲ್ಲ. 4-5 ಕೈಟೀರಿಯಾ ಏನು ಕೊಟ್ಟಿದ್ದಾರೆ ಅದರ ಪ್ರಕಾರ ಲಿಸ್ಟ್ ಮಾಡುತ್ತೇವೆ. ಹೈಕೋರ್ಟ್‌ನಲ್ಲಿ ರಿಟ್ ಫೈಲ್ ಮಾಡಿದ ನಂತರ ಸ್ಟೇ ಮಾಡಬೇಕಾಗುತ್ತದೆ. ಮಾಡುವುದರಿಂದ ತಪ್ಪಾಗುತ್ತದೆ.

Sri H. SIDDAVEERAPPA.—Will the Hon'ble Minister be pleased to state that after the formation of the new State in 1956, whether there are any States in India where this question is hanging for such a long time as this or is this the only State ?

Sri B. D. JATTI.—I had never any occasion to study cases of other States. If an opportunity is given, I can study and inform the Hon'ble Member.

Sri S. R. BOMMAI.—Is it a fact that the Inter-State Seniority List of Agricultural Officers recommended to Central Government long back had come before the Cabinet and it was postponed on account of senior Officers ?

Sri B. D. JATTI.—It is absolutely incorrect. Beyond that, I cannot say anything.

Sri G. DUGGAPPA.—May I know in how many cases, the Government have not given effect to the list though it has been approved by the Central Government ?

Sri B. D. JATTI.—If there are any cases, it must be in the Public Works Department because the Government of India has asked us to submit once again the list which is to be finalised by them. In that Department there may be cases. Wherever the list has been finalised, we have sent it for publication in the Gazette and there is no need to withhold it.

Sri H. SIDDAVEERAPPA.—In the case of non-gazetted Officers, do you require Government of India's concurrence ?

Sri B. D. JATTI.—Yes, Sir, because there are two Advisory Committees; one is Central Advisory Committee and another is State Advisory Committee. We have to send the list to the State Advisory Committee and finally we have to get the approval of the Government of India.

Sri G. DUGGAPPA.—Is it not a fact that the final list of Inter-State Seniority list concerning the P.W. Overseers and staff nurses of the Medical Department has been very recently received by the Government from the Central Covernment ?

Sri B. D. JATTI.—No, Sir.

Sri G. DUGGAPPA.—Please refer to your Deputy Secretary. He will give you the information.

Sri B. D. JATTI.—If the Hon'ble Member gives information, I will get it examined, Sir.

Construction of a bridge at Railway Crossing Gate, Birur

458. Sri M. MALLAPPA (Birur).—

Will the Minister for Public Works be pleased to state :—

(*a*) has it come to the notice of the Government that the Public of Birur and Lingadahalli are urging for construction of an under or over bridge in lieu of existing railway crossing gate within the Town limits of Birur ;

(*b*) is it not a fact that the Government of India are prepared to take up the construction of providing a bridge in lieu of railway crossing gate provided the proposals are sent by the State Government ;

(*c*) is it not a fact that estimates are prepared for providing roads to cross the proposed bridge ;

(*d*) what action the Government proposes to take for obtaining sanction of the Central Government ?